

DIAA Board of Directors' Meeting Minutes
Thursday, September 12, 2019 – 9:00 A.M.
John W. Collette Education Resource Center – Conference Rooms A&B
35 Commerce Way
Dover, DE 19904

I. Opening

A. Call to Order

The meeting was called to order at 9:04 a.m. by Chairperson Dr. Bradley Layfield.

B. Roll Call

The following DIAA Board members were present: Dr. Matt Donovan, Vetra Evans-Gunter, Dr. Kathleen Andrus, Dr. Kevin Fitzgerald, Bruce Harris, Dr. Bradley Layfield, Jeremy Jeanne, Douglas Thompson, Chuck Little, Robert Watson, Stan Waterman, Dr. Evelyn Edney, Mike Hart, Robert Cilento, Dr. Bradley Bley, and Michael Rodriguez, Associate Secretary of Education. Gary Cimaglia, Executive Director, Laura Makransky, Deputy Attorney General, and DIAA Staff Donna Polk were also in attendance. Mike Breeding, Merv Daugherty, and Ted Laws did not attend the meeting.

C. Approval of Agenda

Mr. Jeanne made a motion to approve the agenda. The motion was seconded by Mr. Hart and carried by a vote of 15 – yes [Donovan, Evans-Gunter, Andrus, Fitzgerald, Harris, Layfield, Jeanne, Thompson, Little, Watson, Waterman, Edney, Hart, Cilento, and Bley] and 0 no.

II. Action Items

B. *Concord High School Boys' Lacrosse Investigation Hearing

The Board went into an Executive Session for the purpose of discussing the content of documents excluded from the definition of public record in 29 *Del. C.* § 10002.

The Board came out of executive session.

Dr. Layfield made a motion to find Student Athlete 1 in violation of Regulations 1007-1.2.1.5.3.8 & 1.2.1.5.3.9 based on the record and to issue a letter of reprimand to Student Athlete 1; to find Student Athlete 2 did not violate Regulation 1007 based on the record; to find Student Athlete 3 in violation of Regulation 1007-1.2.1.5.3.9 based on the record and to issue a letter of reprimand to and impose conditional probation upon Student Athlete 3 for one year; to find Student Athlete 4 in violation of Regulation 1007-1.2.1.5.3.8 based on the record and to issue a letter of reprimand to and impose conditional probation upon Student Athlete 4 for one year; to find Coach 1 violated Regulations 1007-1.2.1.5.2.8, 1.2.1.5.2.9, 1.2.1.5.2.10, and 1.2.1.5.2.11 based on the record and to issue a letter of reprimand to and impose conditional probation for one

year upon Coach 1; and to issue a letter of concern to Coaches 2 and 3. Mr. Hart seconded the motion and the motion carried unanimously by a vote of 10 – Yes [Evans-Gunter, Andrus, Waterman, Donovan, Layfield, Watson, Hart, Thompson, Little, and Fitzgerald] and 0 No.

C. Request to waive 1009.2.4. by Appoquinimink HS – 2019-9-1

The Board went into executive session for the purpose of discussing the contents of a pupil file, the disclosure of which would constitute an invasion of personal privacy.

Chris Muscara (Appoquinimink’s Athletic Director), student, and student’s parents, were in attendance to present this request.

The Board went into deliberation. The Board came out of deliberation. The Board came out of executive session.

Dr. Layfield made a motion to grant the waiver because the student, the student’s family, and the student’s school established all five conditions for granting a waiver. The motion was seconded by Dr. Fitzgerald and carried by a vote of 10 – Yes 10 [Evans-Gunter, Andrus, Waterman, Donovan, Layfield, Watson, Hart, Thompson, Little, and Fitzgerald] and 0 no.

E. Glasgow HS Football Complaint

Donna Polk stated that she was notified via emails regarding allegations against Glasgow High School Football team for excessive practice time, students on the team that are not enrolled in the school, and students without sports physicals.

Dr. Fitzgerald made a motion that a letter of concern be sent to the Principal and Athletic Director at Glasgow and an Entry/Withdrawal report be submitted to establish if students on the team were enrolled, documentation of physicals and practice be submitted to DIAA by Tuesday 9/17/19. If the requested information is not received Glasgow’s next football game would be postponed. The motion was seconded by Mr. Hart and carried by a vote of 10 – Yes 10 [Evans-Gunter, Andrus, Waterman, Donovan, Layfield, Watson, Hart, Thompson, Little, and Fitzgerald] and 0 no.

Dr. Fitzgerald made a motion to table the remaining agenda items until the next meeting. The motion was seconded by Mr. Hart. The motion carried unanimously 10 - Yes [Evans-Gunter, Andrus, Waterman, Donovan, Layfield, Watson, Hart, Thompson, Little, and Fitzgerald] and 0 No.

VI. Public Comment

Trena LeClerc spoke about Coaching Out of Season and asked that the Board please continue to address this issue.

VII. Adjournment

Dr. Fitzgerald made a motion to adjourn at 5:11 p.m. The motion was seconded by Mr. Watson and carried unanimously by a vote of 10 yes [Evans-Gunter, Andrus, Waterman, Donovan, Layfield, Watson, Hart, Thompson, Little, and Fitzgerald] and 0 no.

Amoscita Rodriguez